

U. S. COURTS

**RICHARD J. HAYDEN
RICHARD J. HAYDEN, P.S.
1427 W. Sixth Avenue
Spokane, WA 99204
(509) 624-1111
ISBA # 3481**

NOV - 6 2002

**REC'D _____ FILED _____
CAMERON S. BURKE
CLERK IDAHO**

Of Attorneys for FORD MOTOR CREDIT COMPANY

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF IDAHO, AT COEUR D'ALENE**

In Re:

**FRANK L., CHAPIN, PA, and
SYDNEY L. GUTIERREZ-CHAPIN,
aka SYDNEY L. GUTIERREZ,
Debtors.**

Chapter 11

NO. 02-20218

**STIPULATED ORDER GRANTING CURE
AND RELIEF FROM STAY UPON DEFAULT;
REQUEST FOR ADEQUATE PROTECTION**

IT IS HEREBY ORDERED that the Debtors, FRANK L. CHAPIN, PA, and SYDNEY L. GUTIERREZ-CHAPIN, shall cure all current arrearage due and owing to FORD MOTOR CREDIT COMPANY on its collateral, specifically a 2000 FORD F250, VIN # 1FTNX21F1YEB97856, on or before August 7, 2002, in the amount of \$3,255.06;

IT IS FURTHER ORDERED that if the Debtors do not fully cure their debt to FMCC by August 7, 2002, then relief is granted and FMCC may pursue any and all remedies available to it under the "applicable law" not otherwise prohibited by the provisions of Title 11 U.S.C.

IT IS FURTHER ORDERED that the above relief requested be effective upon entry against the Debtors and estate.

IT IS FURTHER ORDERED that after initial cure by August 7, 2002, should the Debtors become in default under this Stipulation with FMCC, the contract, note, or the security agreement, that the Debtors and their lawyer shall each receive thirty (30) days' written notice and demand for cure by Certified Mail, Return Receipt Requested. The date of the Notice shall run from receipt by the Debtors or their attorney, whichever shall be earliest, per FRBP 9006. If any default remains uncured by the thirty-first (31st) day after receipt of the Notice, then, pursuant to this Order, without further recourse to the Court, the stay shall be annulled.

**STIPULATED ORDER GRANTING
RELIEF FROM STAY - 1**

ORIGINAL

**RICHARD J. HAYDEN P.S.
1427 W. Sixth Avenue
Spokane, WA 99204
(509) 624-1111
Facsimile (509) 456-8654
A Professional Service Corporation**

DATED: 11/6/02


BANKRUPTCY JUDGE

PRESENTED BY:

RICHARD J. HAYDEN, P.S.

By: 

RICHARD J. HAYDEN
Attorneys for FMCC
For the Firm

By: 

BRUCE A. ANDERSON
Attorneys for Debtors

CLERK'S CERTIFICATE OF MAILING

COMES NOW, the Clerk of the Court and hereby certifies under penalty of perjury that the attached document has been served upon RICHARD J. HAYDEN, RICHARD J. HAYDEN, P.S., 1427 W. SIXTH AVENUE, SPOKANE, WA 99204; FRANK L. CHAPIN, PA, P.O. BOX 781, SANDPOINT, ID 83864; SYDNEY L. GUTIERREZ-CHAPIN, P.O. BOX 2028, SANDPOINT, ID 83864; BRUCE A. ANDERSON, P.O. BOX 1049, SANDPOINT, ID 83864; and LEWIS M. WILSON, 1519 W. BROADWAY, SPOKANE, WA 99201, by depositing the same in the United States mail, postage prepaid, addressed to the above-referenced parties.

CAMERON S. BURKE, CLERK

11-7-02
By: 

Deputy Clerk

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